

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNION PACIFIC RAILROAD COMPANY, a
Delaware corporation,

Plaintiff,

v.

PILOT THOMAS LOGISTICS, THOMAS
WEST FUELS LUBRICANTS AND
CHEMICALS, LLC, SIMON PETROLEUM,
INC., and DANIEL S. MCCANN,

Defendants.

Case No. 3:22-cv-00117-LRH-CSD

**ORDER GRANTING
STIPULATION FOR DISMISSAL
WITH PREJUDICE**

Plaintiff UNION PACIFIC RAILROAD COMPANY (hereinafter “Plaintiff”) and
Defendants PILOT THOMAS LOGISTICS, THOMAS WEST FUELS LUBRICANTS AND
CHEMICALS, LLC, SIMON PETROLEUM, INC., and DANIEL S. MCCANN (hereinafter
“Defendants,” together with Plaintiff “Parties”), by and through their respective counsel of
record, do hereby stipulate that the above-captioned matter be dismissed with prejudice with each

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1 party to bear its/his own costs of suit and attorneys' fees incurred herein.

2 DATED this 21st day of November, 2023.

DATED this 21st day of November, 2023.

3 PARSONS BEHLE & LATIMER

GRANT & ASSOCIATES

4 /s/ Sarah Ferguson

/s/ Damian C. Noody

5 Ashley C. Nikkel (NSBN 12838)

Annalisa N. Grant, Nevada Bar No. 11807

6 Sarah Ferguson (NSBN 14515)

Damian C. Noody, Nevada Bar No. 14409

7 *Attorneys for Plaintiff*

Attorneys for Defendants

Union Pacific Railroad Company

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9 **ORDER**

10 Pursuant to the stipulation of the parties and good cause appearing,

11 IT IS ORDERED that this action is dismissed with prejudice with each party to bear their
12 own attorneys' fees.

13 IT IS FURTHER ORDERED that the Clerk of the Court shall enter final judgment
14 accordingly, dismiss this action, and close the case.

15 IT IS SO ORDERED.

16 DATED this 27th day of November, 2023.

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19 LARRY R. HICKS

UNITED STATES DISTRICT JUDGE